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TO: Mail Stop Petition FAX No. 571.273.0025
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FROM: Ashley B. Summer DID No. (864) 250-2214
RETURN TO: Deb Weiner FILE No. 34604/09011
DATE/TIME: April 2, 2010 at 11:38 AM PAGES: 3 including cover sheet
COMMENTS:
Re: Application No. 09/819,083
Examiner: Ahmed M. Farah

Please see attached Petition Under 37 C.F.R. 1.313(c).

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NO. : 09/819,083 CONFIRMATION NO. 5784
APPLICANT : David H. McDaniel
FILED: : February 15, 2001
TC/A.U. : 3769
EXAMINER : Ahmed M. Farah
DOCKET NO. : 34604/09011
CUSTOMER NO. : 27530
DEPOSIT ACCT. NO. : 50-2548

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PETITION UNDER 37 C.F.R. 1.313(c)**VIA FACSIMILE (571.273.0025)**

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

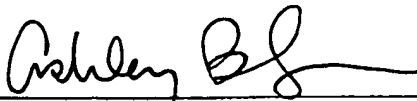
Please accept this petition to withdraw the above-referenced patent application from issuance. The issue fee for the application has been paid and an Issue Notification indicates issuance on April 6, 2010. A continuation application is being concurrently filed, and this current application will be abandoned in favor of the continuation application. Applicant anticipates submitting additional documents for the Examiner's review and consideration in the prosecution of the continuation application. For at least this reason, grant of this petition is respectfully requested.

If it is determined that any additional fees are required, authorization is hereby given to deduct those fees from Deposit Account No. 50-2548.

Respectfully submitted,

Nelson Mullins Riley & Scarborough, LLP

Dated: April 2, 2010



Ashley B. Summer, Esq.

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